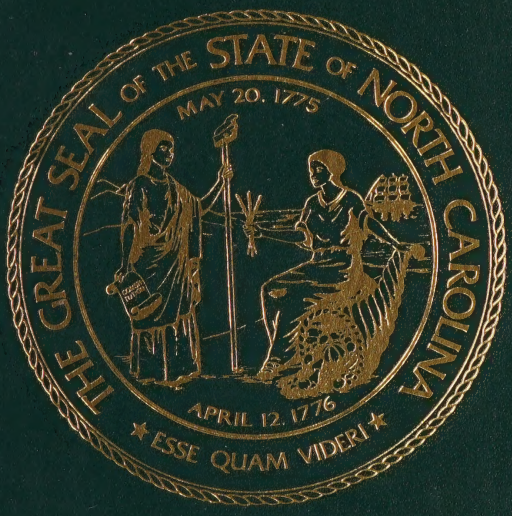
# General Statutes of North Carolina

## ANNOTATED




2005

Executive Agency Index

Short Title/Popular Name Index

GENERAL INDEX

J to Z

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# SUGGESTIONS FOR FAST, EFFECTIVE USE OF THE INDEX

1. PLEASE **READ THE FOREWORD** TO THE INDEX WHICH APPEARS IN THIS VOLUME.

2. STOP AND THINK ABOUT YOUR SUBJECT; TAKE A MOMENT TO **SELECT THE TERMS MOST DESCRIPTIVE OF YOUR RESEARCH SUBJECT.** IT HELPS TO SELECT THE PRINCIPAL SUBJECT RATHER THAN THE SECONDARY SUBJECT AND TO LOOK FOR NOUNS RATHER THAN ADJECTIVES.

3. IF YOU KNOW THE SHORT TITLE OR THE POPULAR NAME OF A STATUTE, YOU MAY CONSULT THE **SHORT TITLE/POPULAR NAME INDEX**, WHICH IMMEDIATELY PRECEDES THE GENERAL INDEX. ALSO PRECEDING THE GENERAL INDEX IS THE **EXECUTIVE AGENCY INDEX**, WHICH CONTAINS REFERENCES TO THE STATUTORY AND CONSTITUTIONAL PROVISIONS CREATING THE AGENCIES.

4. IF YOUR SEARCH DOES NOT LEAD YOU TO THE CODE SECTION SOUGHT, OR IF YOU HAVE QUESTIONS ABOUT OR SUGGESTIONS FOR THE INDEX, PLEASE FEEL WELCOME TO **CONTACT THE INDEXERS.** THE INDEXERS MAY BE REACHED DIRECTLY BY THE FOLLOWING METHODS: **TOLL-FREE INDEX HOTLINE, 1-800-897-7922,** BETWEEN 8:00 AM AND 4:30 PM, EASTERN TIME ZONE; **FAX NUMBER 1-434-972-7686; INTERNET E-MAIL** ADDRESSED TO **lng-cho-indexing@lexisnexis.com; POSTAGE-PAID CARDS** FOUND AT THE BACK OF THIS VOLUME.

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# GENERAL STATUTES OF NORTH CAROLINA

ANNOTATED

## Volume 21

### 2005 INDEX

### J to Z

INDEX TO GENERAL LAWS OF NORTH CAROLINA
ENACTED BY THE GENERAL ASSEMBLY

*Prepared under the Supervision of*
THE DEPARTMENT OF JUSTICE
OF THE STATE OF NORTH CAROLINA
*by*
*The Editorial Staff of the Publisher*



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# Foreword to the Indexes

**Purpose–**The purpose of this Foreword is to communicate to index users some of the characteristics of this particular index and also to provide insight into the way in which the Indexing staff tried to translate the years of contact with index users into a useful, efficient, and easy-to-use index. You know how to use an index; this Foreword and the suggestions for using the index are offered to aid in the effective use of this particular index.

**Coverage–**Each section of the General Statutes of North Carolina through legislation enacted during the 2005 Session, and each provision of the Constitutions of North Carolina and the United States has been thoroughly examined and covered in the index. Also included in the index is coverage of court rules of the state courts; the text of these rules appears in the soft-bound "Annotated Rules of North Carolina."

**Special Indexes–**Also contained in this index, at the beginning of the first index volume, are an updated index of executive agencies, containing references to the statutory and constitutional provisions creating them, and an updated combined index of short titles and popular names of legislation.

**Citations–**Statutory provisions are referred to in the index by section number (e.g., §48-10-101), including when indicated, subsections (e.g., §20-141, (h)). The constitutions are identified by abbreviations, a table of which follows this Foreword.

**Philosophy–**The index is a combination of two approaches to indexing, topical and descriptive word. LexisNexis® undertook this dual approach in order to provide index users with the advantages of each approach; the addition of thousands of descriptive main headings to a topical framework combines the access provided by the descriptive word approach and the organization and consistency of terminology provided by the topical approach. The result is a user-friendly and manageable index.

**Cross References–**Users sometimes question the necessity or desirability of cross references ("see" lines) in indexes. Cross references are used to keep indexes to a manageable size by reducing the amount of repetition of treatment under different headings. To make cross references even more useful and efficient, LexisNexis® has taken the following steps.

Double Jumps–"Double jump" cross references, which are cross references to other cross references, have been avoided.

Three Section Rule–Cross references have been used only to direct users to index entries covering three or more sections.

Group Section References–Group section references, which cite the user to the principal statutory treatment of a subject, have been attached to many of our cross references; this provides the user with the option to go immediately to the code for the cited material.

**Main headings–**Main headings were derived from the language of the General Statutes of North Carolina, from the phraseology commonly used in the courts of North Carolina and terminology commonly used in the legal profession. In addition, an effort was made to employ phrases commonly applied to General Statutes sections, such as frequently used nonlegal terms.

**Communication with the Indexers–**LexisNexis® solicits your help in keeping this index as useful as possible and asks that you inform us

of any popular names that may have eluded us by returning the business reply cards found inside the back cover of each index volume. You may also use the cards to tell us of any errors we have made or improvements you think we should make. LexisNexis® also maintains a **toll-free index hotline (1-800-897-7922)** for use by those needing immediate help in locating a particular section or by those desiring to make comments or suggestions. Additionally, you may reach the Indexers by **fax (1-434-972-7686),** or by **Internet E-mail(lng-cho-indexing@lexisnexis.com).** All suggestions, questions or comments receive serious consideration. For non-index questions and comments or to place orders, Customer Service may be reached by **toll-free telephone number (1-800-833-9844),** or by **toll-free fax (1-800-828-8341).**

**Scope of Index–**The general index does not attempt to cover each topic in the vast field of law but refers only to those materials contained in the General Statutes. A thorough knowledge of the format and terminology of the General Statutes contributes to the efficient use of this index as a guide to subject matter.

**Suggestions–**LexisNexis® offers a few suggestions for efficient use of this index. Creating an index involves communicating with index users by anticipating where index users might look. It is hoped that these examples suggest to index users how the Indexers went about this process of anticipation and thus improve the communication between the Indexers and index users.

(1) *Gain familiarity with the contents of the General Statutes and the index.* Although it is not a predicate to using the index successfully, knowledge of the arrangement, terminology, topical treatment, analyses and reference system of both the General Statutes and the index is conducive to the efficient use of the index.

(2) *Consult the principal subject and not the secondary subject.* Thus, for motor vehicle registration, look under **MOTOR VEHICLE REGISTRATION** and not under **REGISTRATION;** for drivers' licenses, look under **DRIVERS' LICENSES** and not under **MOTOR VEHICLES;** for attorneys' fees, look under **ATTORNEYS' FEES** and not under **FEES.**

(3) *Search under commonly used phrases or terms of art.* Thus, for wrongful death, look under **WRONGFUL DEATH** and not under **DEATH;** for declaratory judgments, look under **DECLARATORY JUDGMENTS** and not under **JUDGMENTS.**

(4) *Look under specific areas of law and not under broad areas of law.* Thus, for life insurance, look under **LIFE INSURANCE** and not under **INSURANCE;** for nonprofit corporations, look under **NONPROFIT CORPORATIONS** and not under **CORPORATIONS.**

(5) *Consult the most pertinent subject.* Thus, for depositions, look under **DEPOSITIONS** and not under **EVIDENCE** or **TESTIMONY** or **WITNESSES;** for sales by executors and administrators, look under **EXECUTORS AND ADMINISTRATORS** and not under **WILLS** or **DESCENT AND DISTRIBUTION** or **INTESTATE SUCCESSION.**

(6) *Consult allied or related headings.* If your search under one heading is to no avail, try a related heading. Thus, if a search under the heading **PEACE OFFICERS** is fruitless, try **POLICE** or **HIGHWAY PATROL** or other related headings. Each section has itemized entries, but perhaps they appear under headings that may not have initially occurred to you.

(7) *Use descriptive words or phrases to aid in your search.* If you have

trouble expressing your search topically, use descriptive words or phrases. Thus, if it does not occur to you to search under concealment of merchandise in mercantile establishments for the crime of concealing unpurchased merchandise, look under **SHOPLIFTING;** if you want the provisions covering a motor vehicle manufacturer's duty as to new automobiles that cannot be repaired after a reasonable number of attempts, the index provides the option of looking under **LEMON LAW;** if public safety telephone service does not come to mind, try **911 SYSTEM.**

(8) *Begin your search with "starting point" headings.* "Starting point" headings are collections of entries or cross references that can provide assistance in getting a search started by exposing the index user to a diverse sampling of statutory terminology, which could suggest to the user other headings to consult. Although there is no formal list of "starting point" headings, the following have proven to be useful for that purpose: **DEFINED TERMS** (entries for all defined terms); **PRISON TERMS** (entries for each offense that carries a prison term); **CRIMINAL LAW AND PROCEDURE** (direction to all criminal offenses); **MISDEMEANORS** (all misdemeanor offenses); **FELONIES** (all felony offenses); **FINES** (all offenses carrying a fine); **BOARDS AND COMMISSIONS** (lists of all boards and commissions).

(9) *Use cross references.* Pay close attention to and make full use of the index cross references. An index cross reference is a direction, using the word "See", to the index user to go to another part of the index to find treatment. There are two types of cross references, external and internal. External cross references direct index users to another main heading. Thus, "**AERONAUTICS. Aircraft.** See AIRCRAFT" directs the index user from the main heading **AERONAUTICS** to the main heading **AIRCRAFT.** Internal cross references direct index users from one subheading within a main heading to another subheading within that same main heading. Thus, under the main heading **MOTOR VEHICLE EQUIPMENT,** "**Seat belts.** See within this heading 'Safety belts.'" directs the index user from the subheading **Seat belts** to the subheading **Safety belts.**

(10) *Keep in touch.* Let LexisNexis® know how you like the index. Contact the Indexers directly as indicated above under **Communication with the Indexers** if you have questions about or suggestions for the index.



## Table of Abbreviations

| | |
|---|---|
| Admission to Practice | Rules Governing Admission to the Practice of Law |
| Amd. | Amendment |
| App. Proc. Rule | North Carolina Rules of Appellate Procedure |
| Appx. | Appendix |
| Arbitration Rule | Rules for Court-Ordered Arbitration in North Carolina |
| Art. | Article |
| Bar Rules & Regs. | Rules and Regulations of the North Carolina State Bar |
| Childhood Vac. Rule | Rules of the Industrial Commission Relating to North Carolina Childhood Vaccine-Related Injury |
| CEA Rule | Canons of Ethics for Arbitrators |
| CJE Rule | Rules of Continuing Judicial Education |
| CLE Reg. | Regulations Governing Continuing Legal Education |
| CLE Rule | Rules for Continuing Legal Education Program |
| Code Jud. Cond. | Code of Judicial Conduct |
| Const. N. C. | Constitution of North Carolina |
| Const. U. S. | Constitution of the United States |
| Farm Med. Rule. | Prelitigation Farm Nuisance Mediation Program |
| Guideline | Medico-Legal Guidelines |
| I.C. Form | Workers' Compensation Rules of the North Carolina Industrial Commission Official Forms |
| I.C. Managed Care Orgs. R. | North Carolina Industrial Commission Rules for Managed Care Organizations |
| I.C. Mediated Settlmt. Conf. R. | Mediated Settlement and Neutral Evaluation Conferences Rules of the North Carolina Industrial Commission |
| I.C. Rule | Workers' Compensation Rules of the North Carolina Industrial Commission |
| I.C. Util. Rehab. Profs. | North Carolina Industrial Commission Rules for Utilization of Rehabilitation Professionals in Workers' Compensation Claims |
| IDS Rule | Rules for Indigent Defense Services |
| Indigent Rep. | Rules and Regulations Relating to the Appointment of Counsel for Indigent Defendants in Certain Criminal Cases |

| | |
|---|---|
| Jud. Stds. Comm. Rule | Rules of the Judicial Standards Commission |
| Prof. Cond. Rule | Rules of Professional Conduct of the North Carolina State Bar |
| Rehab. Services Guideline | Guidelines for Rehabilitation Services in North Carolina |
| SPCM Rule | Standards of Professional Conduct for Mediators |
| Sup. Ct. Library Rule | North Carolina Supreme Court Library Rules |
| Sup. Ct. Review (Jud. Stds. Comm.) Rule | Rules for Supreme Court Review of Recommendations of the Judicial Standards Commission |
| Sup. Ct. Y2K Mediation Rule | Rules of the North Carolina Supreme Court Implementing the Year 2000 Prelitigation Mediation Program |
| Super. Ct. Mediated Settlmt. Conf. R. | Rules Implementing Statewide Mediated Settlement Conferences in Superior Court Civil Actions |
| Super. Ct. Rule | General Rules of Practice for the Superior and District Courts |
| Tort Claim Rule | Rules of the Industrial Commission Relating to Tort Claims |

**The court rules appear in the softbound "Annotated Rules of North Carolina." The constitutions appear in Volume 19.**

# General Index

J


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**Q**

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